## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA	) ) 8:10CR333
Plaintiff,	)
vs.	) DETENTION ORDER
RUBEN RIOS-TORRES,	
Defendant.	}
A. Order For Detention  After waiving a detention hearing pursuant Act on October 6, 2010, the Court orde pursuant to 18 U.S.C. § 3142(e) and (i).	t to 18 U.S.C. § 3142(f) of the Bail Reformers the above-named defendant detained
conditions will reasonably assure the By clear and convincing evidence th	n because it finds: lence that no condition or combination of e appearance of the defendant as required. nat no condition or combination of conditions
Will reasonably assure the safety of any other person or the community.  C. Finding Of Fact The Court's findings are based on the evidence which was presented in court and that which was contained in the Pretrial Services Report, and includes the following:  X (1) Nature and circumstances of the offense charged:  X (a) The crime: fraud and misuse of identification documents (Count I) in violation of 18 U.S.C. § 1546(b) carries a maximum sentence of five years imprisonment; the false claim of U.S. citizenship (Count II) in violation of 18 U.S.C. § 911 carries a maximum sentence of three years imprisonment; and the false use of a Social Security number (Count III) in violation of 42 U.S.C. § 408(a)(7)(B) carries a maximum sentence of five years imprisonment.  (b) The offense is a crime of violence.  (c) The offense involves a narcotic drug.  (d) The offense involves a large amount of controlled substances, to wit:  (2) The weight of the evidence against the defendant is high.  X (3) The history and characteristics of the defendant including:  (a) General Factors:  The defendant appears to have a mental condition which may affect whether the defendant will appear.  X The defendant has no family ties in the area.  X The defendant has no substantial financial resources.  X The defendant has no substantial financial resources.  X The defendant hos no substantial financial resources.  X The defendant does not have any significant community.  The defendant has a history relating to drug abuse.  The defendant has a history relating to drug abuse.	

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		The defendant has a prior record of failure to appear at court proceedings.
(b)	At the ti	me of the current arrest, the defendant was on:
` ,		Probation
		Parole
		Release pending trial, sentence, appeal or completion of
		sentence.
(c)	Other Factors:	
` ,	Χ	The defendant is an illegal alien and is subject to
		deportation.
		The defendant is a legal alien and will be subject to
		deportation if convicted.
	Χ	The Bureau of Immigration and Custom Enforcement
		(BICE) has placed a detainer with the U.S. Marshal.
		Other:

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: October 6, 2010. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge